

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION**

ACCORDIUS HEALTH AT) **No. 1:23-cv-00129-MR**
ASHEVILLE LLC,)

Plaintiff,)

vs.)

UNITED STATES SMALL BUSINESS)
ADMINISTRATION, et al.,)

Defendants.)

) **No. 1:23-cv-00130-MR**

ACCORDIUS HEALTH AT)
BREVARD LLC,)

Plaintiff,)

vs.)

UNITED STATES SMALL BUSINESS)
ADMINISTRATION, et al.,)

Defendants.)

) **No. 1:23-cv-00131-MR**

ACCORDIUS HEALTH AT)
HENDERSONVILLE LLC,)

Plaintiff,)

vs.)

UNITED STATES SMALL BUSINESS)
ADMINISTRATION, et al.,)

Defendants.)

CAROLINA PINES AT ASHEVILLE)	No. 1:23-cv-00132-MR
LLC,)	
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS)	
ADMINISTRATION, et al.,)	
Defendants.)	
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ACCORDIUS HEALTH AT)	No. 3:23-cv-00289-MR
CHARLOTTE LLC,)	
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS)	
ADMINISTRATION, et al.,)	
Defendants.)	
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ACCORDIUS HEALTH AT)	No. 3:23-cv-00290-MR
MIDWOOD LLC,)	
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS)	
ADMINISTRATION, et al.,)	
Defendants.)	
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ACCORDIUS HEALTH AT MONROE)	No. 3:23-cv-00291-MR
LLC,)	
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS)	
ADMINISTRATION, et al.,)	
Defendants.)	

PELICAN HEALTH RANDOLPH LLC,)	No. 3:23-cv-00293-MR
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS ADMINISTRATION, et al.,)	
Defendants.)	
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ACCORDIUS HEALTH AT MOORESVILLE LLC,)	No. 5:23-cv-00065-MR
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS ADMINISTRATION, et al.,)	
Defendants.)	
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ACCORDIUS HEALTH AT STATESVILLE LLC,)	No. 5:23-cv-00066-MR
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS ADMINISTRATION, et al.,)	
Defendants.)	
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ACCORDIUS HEALTH AT WILKESBORO LLC,)	No. 5:23-cv-00068-MR
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS ADMINISTRATION, et al.,)	
Defendants.)	

THE CITADEL ELIZABETH CITY LLC,)	No. 1:23-cv-00194-MR
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS ADMINISTRATION, et al.,)	
Defendants.)	
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THE CITADEL AT MYERS PARK LLC,)	No. 1:23-cv-00197-MR
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS ADMINISTRATION, et al.,)	
Defendants.)	
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THE CITADEL AT WINSTON SALEM LLC,)	No. 1:23-cv-00198-MR
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS ADMINISTRATION, et al.,)	
Defendants.)	
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COUNTRYSIDE CENTER FOR REHABILITATION,)	No. 1:23-cv-00199-MR
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS ADMINISTRATION, et al.,)	
Defendants.)	

FAIR OAKS HEALTH AND REHABILITATION LLC,)	No. 1:23-cv-00200-MR
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS ADMINISTRATION, et al.,)	
Defendants.)	
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PELICAN HEALTH AT ASHEVILLE LLC,)	No. 1:23-cv-00201-MR
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS ADMINISTRATION, et al.,)	
Defendants.)	
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PELICAN HEALTH AT CHARLOTTE LLC,)	No. 1:23-cv-00202-MR
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS ADMINISTRATION, et al.,)	
Defendants.)	
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PELICAN HEALTH AT NORFOLK LLC,)	No. 1:23-cv-00203-MR
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS ADMINISTRATION, et al.,)	
Defendants.)	

PELICAN HEALTH AT RUTHERFORDTON LLC,)	No. 1:23-cv-00204-MR
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS ADMINISTRATION, et al.,)	
Defendants.)	
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RUSSELLVILLE KY OPCO LLC,)	No. 1:23-cv-00205-MR
Plaintiff,)	
vs.)	
UNITED STATES SMALL BUSINESS ADMINISTRATION, et al.,)	
Defendants.)	
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STAY ORDER

THIS MATTER is before the Court on the parties' joint motions to stay the above-captioned cases.

Before the Court are the 21 cases captioned above, which concern issues arising from determinations of the United States Small Business Administration pertaining to each of the Plaintiffs. Also pending are the 27 cases identified in Appendix A attached hereto. The parties assert that these 27 cases are of the same or similar nature and pertain to the same issues as those raised in the 21 cases currently pending before this Court.

The parties represent to the Court that they have filed (or are in the process of filing) motions to have these 27 cases transferred to this Court for the purpose of consolidating such cases with the 21 cases now pending. The Court does not yet have a sufficient record from which to determine whether there are sufficient common factual and legal issues between these 48 cases to warrant consolidation. The parties represent that they are endeavoring to develop and present such record whereby the Court can determine the best manner in which to proceed.

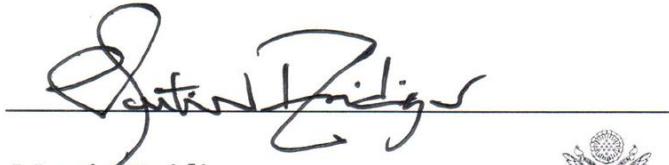
Upon review of the parties' motions, and for cause shown, the Court will grant the requested stay.

IT IS, THEREFORE, ORDERED that:

1. The parties' motions are hereby **GRANTED**.
2. The above-captioned cases hereby are and shall remain **STAYED** until further Order of this Court.
3. The parties shall file a joint status report 60 days from the date of this Order informing the Court of the status of the proposed motions to transfer regarding the 27 cases listed on Appendix A. Upon the disposition of all such motions to transfer, the parties shall file a joint report informing the Court of such dispositions.
4. The parties' joint status reports shall be filed solely in the case of *Accordius Health at Asheville LLC v. United States Small Business Administration, et al.*, Case No. 1:23-cv-00129-MR.

IT IS SO ORDERED.

Signed: August 18, 2023



Martin Reidinger
Chief United States District Judge



APPENDIX A

PLAINTIFF	CASE NO.
Eastern District of North Carolina	
Accordius Health at Wilson LLC	5:23-cv-00259
Middle District of North Carolina	
Accordius Health at Concord LLC	1:23-cv-00392
Accordius Health at Greensboro LLC	1:23-cv-00393
Accordius Health at Rose Manor LLC	1:23-cv-00394
Accordius Health at Winston Salem LLC	1:23-cv-00395
Carolina Pines at Greensboro LLC	1:23-cv-00396
Pelican Health Reidsville LLC	1:23-cv-00397
Pelican Health Thomasville LLC	1:23-cv-00398
Western District of Kentucky	
Greenville KY Opc LLC	4:23-cv-00065
Leitchfield KY Opc LLC	4:23-cv-00066
Madisonville Health and Rehabilitation LLC	4:23-cv-00067
Farthing Mayfield KY Opc LLC	5:23-cv-00067
Hopkinsville KY Opc LLC	5:23-cv-00068
Mayfield KY Opc LLC	5:23-cv-00069
Paducah Center for Health and Rehabilitation LLC	5:23-cv-00070
Princeton KY Opc LLC	5:23-cv-00071
District of South Carolina	
Anderson SC OPCO LLC	8:23-cv-02088
Eastern District of Tennessee	
Knoxville OPCO LLC	3:23-cv-00170
Loudon OPCO LLC	3:23-cv-00171
Maryville Fairpark OPCO LLC	3:23-cv-00172
Maryville Jamestown OPCO LLC	3:23-cv-00173
Middle District of Tennessee	
Red Boiling Springs TN OPCO LLC	2:23-cv-00026
Mount Pleasant TN OPCO LLC	1:23-cv-00032
Western District of Tennessee	
Covington TN OPCO LLC	2:23-cv-02311
Eastern District of Virginia	
Accordius Health at Bay Pointe LLC	2:23-cv-00202
Accordius Health at River Pointe LLC	2:23-cv-00197
Western District of Virginia	
Accordius Health at Lynchburg LLC	6:23-cv-00027